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RCE/263B

REQUEST FOR CONTINUED EXAMINATION (RCE)
TRANSMITTAL

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Christina L. Vann

RECEIVED

SEP 17 2004

Application Number : 09/778,992
Filing Date : February 7, 2001
Inventor(s) : Ross Halgren
Title : TRANSPARENT OPTICAL-ELECTRONIC-OPTICAL SWITCH

Group Art Unit : 2633
Examiner Name : David C. Payne
Docket No. : 41761/RRT/S632

Technology Center 2600

Date: September 13, 2004

MAIL TO: Mail Stop RCE

This is a Request for Continued Examination (RCE) under 37 CFR § 1.114 of the above-identified application.

This application is **not** an application of the kind specified in 37 CFR § 1.114(e).

1. THE STATUS OF THE APPLICATION IS AS FOLLOWS:

- a. ☒ Pending (no review proceedings active)
(1) ☒ An Action was mailed by the Office on July 13, 2004, as to which no appeal under 37 CFR § 1.191 has been filed and
_____ a response under 37 CFR § 1.116 was mailed on
_____ via Express Mail
_____ with certificate of mailing under 37 CFR § 1.8
☒ that Action was a Final Rejection, the finality of which is to be withdrawn by this Request
_____ an appeal or civil action under 35 U.S.C. 141,145 or 146 has been terminated
(2) _____ Allowed: the Notice of Allowance was mailed by the Office on
_____ the Issue Fee has not been paid
_____ the Issue Fee has been paid and a petition under 37 CFR § 1.313 was granted on
on
b. _____ Pending (with review proceeding active)
An appeal under 37 CFR § 1.191 has been filed. Applicant(s) hereby withdraw that appeal and request reopening of the prosecution of the application.

2. SUBMISSION(S) REQUIRED (check at least one)

- a. Previously submitted
_____ Consider the amendments/reply under 37 CFR § 1.116 previously filed on
_____ Consider the arguments in the Appeal or Reply Brief previously filed on
_____ Other:

**REQUEST FOR CONTINUED EXAMINATION (RCE)
FEE CALCULATION SHEET**

Application No. 09/778,992

| PART I — BASIC FEE | | | |
|---------------------------|--------------------------|--------------------------|-------|
| BASIC FEE | Small Entity \$385.00 | Large Entity \$770.00 | \$770 |

| PART II — ADDITIONAL CLAIMS (compared to application before RCE) | | | | | | |
|--|---|---|---------------------------|----------------------|----------------------|------------|
| | Claims Remaining After Amendment | Highest Number Previously Paid For | Number Extra Claims | Small Entity Rate | Large Entity Rate | FEE |
| Total Claims | 13+2 | *20 | 0 | 0 x \$9.00 | 0 x \$18.00 | 0 |
| Independent Claims | 5 | **6 | 0 | 0 x \$43.00 | 0 x \$86.00 | 0 |
| First Presentation of Multiple Dependent Claim | | | | \$145.00 | \$290.00 | 0 |
| TOTAL CLAIMS FEE | | | | | | \$0 |
| List Independent Claims: 8, 17, and 23-25 | | | | | | |
| * IF THE "HIGHEST NUMBER OF TOTAL CLAIMS PREVIOUSLY PAID FOR" IS LESS THAN 20, WRITE "20" IN THIS SPACE. ** IF THE HIGHEST NUMBER PREVIOUSLY PAID OR IS 3 OR LESS, WRITE "3" IN THIS SPACE. | | | | | | |

1. FEES (The RCE fee under 37 CFR § 1.17(e) is required by 37 CFR § 1.114 when the RCE is filed.)
- Amount (total from Fee Calculation Sheet)
A check for \$770 is enclosed.
 - X The Commissioner is hereby authorized to charge any fees under 37 CFR 1.16 and 1.17 which may be required for this transaction to Deposit Account No. 03-1728. Please show our docket number with any charge or credit to our Deposit Account. A duplicate copy hereof is enclosed.

**REQUEST FOR CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Application No. 09/778,992

b. Enclosed


- | | |
|--------------|--|
| <u> X </u> | Amendment/Reply ✓ |
| <u> </u> | Affidavit(s)/Declaration(s) |
| <u> </u> | Information Disclosure Statement |
| <u> </u> | Documents under 37 CFR § 1.48 |
| <u> </u> | Petition for Extension of Time |
| <u> X </u> | Other: Replacement Drawing and Anotated Drawing to Show Changes Made |

Please direct all correspondence to **CUSTOMER NUMBER 23363**. Direct telephone calls to 626/795-9900, **CHRISTIE, PARKER & HALE, LLP, P.O. Box 7068, Pasadena, CA 91109-7068**.

Respectfully submitted,

CHRISTIE, PARKER & HALE, LLP

By


Raymond R. Tabandeh
Reg. No. 43,945
626/795-9900

RRT/clv